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Attorneys for WAYMO LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

vs.

UBER TECHNOLOGIES, INC.;
OTTOMOTTO LLC; OTTO TRUCKING
LLC,

Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF LINDSAY COOPER
IN SUPPORT OF DEFENDANTS'
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL PORTIONS OF THEIR
RESPONSE TO COURT'S REQUESTS
FOR LIST OF FACTS OCCURRING
AFTER COMMENCEMENT OF TRIAL
THAT UBER PLANS TO PRESENT TO
THE JURY (DKT 784, ¶ 1)(DKT. 852)**

1 I, Lindsay Cooper, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to
3 practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan,
4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set
5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Defendants’ Administrative Motion to File Under
7 Seal Portions of Their Response to Court’s Requests for List of Facts Occurring After
8 Commencement of Trial That Uber Plans to Present To the Jury (Dkt. 784, ¶ 1) (Dkt. 852) (the
9 “Administrative Motion”). The Administrative Motion seeks an order sealing highlighted portions of
10 Uber Technologies, Inc. and Ottomotto LLC (collectively “Uber”) Response to Court’s Requests for
11 List of Facts (“Uber’s List of Facts”).

12 3. The green highlighted portions of Uber’s List of Facts contain or reference trade secret
13 and confidential business information, which Waymo seeks to seal.

14 4. Uber’s List of Facts (green highlighted portions) contains, references, and/or describes
15 Waymo’s asserted trade secrets. The information Waymo seeks to seal includes the confidential
16 design and functionality of Waymo’s proprietary autonomous vehicle system, which Waymo
17 maintains as secret. I understand that these trade secrets are maintained as secret by Waymo (Dkt. 25-
18 47) and are valuable as trade secrets to Waymo’s business (Dkt. 25-31). The public disclosure of this
19 information would give Waymo’s competitors access to descriptions of the functionality or features of
20 Waymo’s autonomous vehicle system. If such information were made public, I understand that
21 Waymo’s competitive standing would be significantly harmed.

22 5. Waymo’s request to seal is narrowly tailored to those portions of Uber’s List of Facts
23 that merit sealing.

1 I declare under penalty of perjury under the laws of the State of California and the United
2 States of America that the foregoing is true and correct, and that this declaration was executed in San
3 Francisco, California, on July 14, 2017.

4 By /s/ Lindsay Cooper
5 Lindsay Cooper
6 Attorneys for WAYMO LLC
7

8 **ATTESTATION**

9 In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this
10 document has been obtained from Lindsay Cooper.
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12 By: /s/ Charles K. Verhoeven
13 Charles K. Verhoeven
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